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Attorneys for Defendant
SUMMIT FINANCIAL RESOURCES

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

AIRBORN OPERATING, L.P., a Texas
limited partnership,

Plaintiff,

vs.

ERIK-A. ELECTRONICS, a California
Corporation; TAYLOR ELECTRONICS,
Inc., a business entity; form unknown;
SHARISSE LANAUX; MARVIN
WILCHER; PREMIER CAPITAL
INVESTORS, a California Corporation;
PREMIER FINANCIAL ASSOCIATES,
a business entity, form unknown;
SUMMIT FINANCIAL RESOURCES,
L.P., a business entity, form unknown;
CHARISSE LANAUX; and DOES 5
through 10

Defendants.

Case No. C 04-04996 JL ARB

STIPULATION OF DISMISSAL FOR
DEFENDANT SUMMIT FINANCIAL
RESOURCES, L.P.:

ORDER OF DISMISSAL.
FRCP 41(a)(1)

Judge: Hon. James Larson
Dept: Courtroom F, 15th Floor

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1) Plaintiff AIRBORN OPERATING
2 L.P., Defendants SHARISSE LANAUX, MARVIN WILCHER, PREMIER FINANCIAL
3 ASSOCIATES, PREMIER CAPITAL INVESTORS, and SUMMIT FINANCIAL RESOURCES
4 submit the following *Stipulation of Dismissal for Defendant Summit Financial Resources, L.P.*

5 IT IS HEREBY STIPULATED by and between all parties to this action, to wit: Plaintiff
6 AIRBORN OPERATING L.P. (“AirBorn”), Defendant SHARISSE LANAUX, Defendant
7 MARVIN WILCHER, Defendant PREMIER FINANCIAL ASSOCIATES, Defendant
8 PREMIER CAPITAL INVESTORS, and Defendant SUMMIT FINANCIAL RESOURCES by
9 and through their respective attorneys of record in order to DISMISS Defendant Summit
10 Financial Resources, L.P., only, and without prejudice.

11 Each party shall bear his/her/its own attorneys’ fees and costs of suit with respect to this
12 dismissal of Summit Financial Resources, L.P.

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1 Dated: September 5, 2006

BRETT PEDERSEN & ASSOCIATES

2 By: /s/ Brett A. Pedersen
3 Brett A. Pedersen

4 Attorneys for Plaintiff
5 AIRBORN OPERATING, L.P.

6 Dated: September 5, 2006

VAUGHT & BOUTRIS, LLP

7 By: /s/ Jon R. Vaught
8 Jon R. Vaught

9 Attorneys for Defendants
10 MARVIN WILCHER, SHARISSE LANAU, and
11 PREMIER FINANCIAL ASSOCIATES, and
12 PREMIER CAPITAL INVESTORS.

13 Dated: September 5, 2006

SNELL & WILMER

14 By: /s/ Timothy Schade
15 Timothy Schade

16 Attorneys for Defendant
17 SUMMIT FINANCIAL RESOURCES.

18 **ORDER**

19 Upon consideration of the attached stipulation, it is ORDERED, that the said stipulation
20 be and hereby is APPROVED and that Defendant Summit Financial Resources, L.P. is and shall
21 be DISMISSED from this action. Each party is to bear its own attorneys' fees and costs of suit
22 with respect to the effect of this dismissal.

23 DATED: September 8, 2006

24 PURSUANT TO STIPULATION DATED SEPTEMBER 5, 2006.

